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Atty. Dkt. No. 023533-0113

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lawrence E. CORNETT et al.

~~110 Reg. Ser~~
~~Record~~
~~07-111-02~~

Title: RECOMBINANT BETA2-ADRENERGIC RECEPTOR DELIVERY AND USE IN TREATING AIRWAY AND VASCULAR DISEASES

Appl. No.: 09/783,580

Filing Date: 02/15/2001

Examiner: Unassigned

Art Unit: 1614

**SUPPLEMENTAL TRANSMITTAL OF MISSING PARTS
OF PATENT APPLICATION**

Commissioner for Patents
Washington, D.C. 20231

Attn: BOX MISSING PARTS

Sir:

In response to the Notice to File Missing Parts of Application mailed on May 24, 2001, in the above-identified application, transmitted herewith is the Sequence Listing (paper and disc copy), Preliminary Amendment and Statement to Support Filing, needed to complete the filing of the subject patent application. The declaration along with a Petition for Extension of Time were filed August 22, 2001.

Enclosed are:

- Declaration and Power of Attorney (____ pages)
- Copy of Notice to File Missing Parts (Part 2 of Form PTO-1533)
- Other: Preliminary Amendment (10 pages)

Statement to Support Filing and Submission in Accordance with 37 C.F.R. §§1.821-1.825

Paper copy of the Sequence Listing (5 pages)

Disc copy of Sequence Listing

Supplemental Information Disclosure Statement

PTO-1449 with 1 reference

Disc copy of Sequence Listing

Check in the amount of ____ in payment of surcharge fee (37 C.F.R. § 1.16(e)) was submitted on August 22, 2001.

Please charge Deposit Account No. 19-0741 in the amount of ____ in payment of surcharge fee (37 C.F.R. § 1.16(e))

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date August 24, 2001

By Richard C. Peet Reg. No. 34,485

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/783,580	02/15/2001	Lawrence E. Cornett <i>Sequence Listings Missing Parts</i>	023533/0113

ACTION DUE MISSING Parts **CONFIRMATION NO.** 4347

CLIENT/MATTER #

DUE DATE 07/14/2001

FORMALITIES LETTER

DKTD BY B.M.

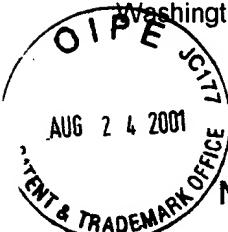


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ATTY RCF

Date Mailed: 05/24/2001

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NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$407.
 - \$207 for 23 total claims over 20.
 - \$200 for 5 independent claims over 3.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 827.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to

be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
- For Patentin Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY